

Panaji, 19th January, 1995 (Pausa 29, 1916)

SERIES II No. 42

OFFICIAL GAZETTE

GOVERNMENT OF GOA



Note: — There are five Extraordinary issues to the Official Gazette, Series II No. 41 dated 12-1-95 as follows:

- 1) Extraordinary dated 13-1-95 from pages 607 to 608 regarding Notification from Legislature Secretariat;
- 2) Extraordinary No. 2 dated 13-1-95 from pages 609 to 610 regarding Notification from Revenue Department;
- 3) Extraordinary No. 3 dated 16-1-95 from pages 611 to 612 regarding Orders/Notification from Home (General) Department, Education Department, Department of Labour, Legislature Secretariat and Law (Establishment) Department;
- 4) Extraordinary No. 4 dated 16-1-95 from pages 613 to 614 regarding Notification from Legislature Secretariat;
- 5) Extraordinary No. 5 dated 17-1-95 from pages 615 to 616 regarding Notification/Corrigendum from Revenue Department.

GOVERNMENT OF GOA

Department of Personnel

Order

No. 24/8/80-PER

The following transfers and posting of the Officers holding Grade II posts of the Police Service are made with immediate effect:-

Sr. No.	Name of the Officer and present posting	Posted on transfer
1.	Shri S. K. Desai, Dy. Supdt. of Police G. R. P.	Dy. Supdt. of Police of Crime Branch.
2.	Shri Gabriel Pais, Dy. Supdt. of Police Crime Branch.	Dy. Supdt. of Police, G. R. P.
3.	Shri Alex Rasquinha, Sub-Divisional Police Officer, Panaji.	Sub-Divisional Police Officer, Margao.
4.	Shri Joe D'Souza, Sub-Divisional Police Officer, Margao.	Sub-Divisional Police Officer, Mapusa.
5.	Shri I. D. Shukla, Sub-Divisional Police Officer, Mapusa.	Sub-Divisional Police Officer, Panaji.

S/Shri S. K. Desai and Alex Rasquinha shall move first.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 26th December, 1994.

Order

No. 7/8/74-PER

Read:- Order No. 7/8/74-PER dated 15-6-1994.

In pursuance of the directions of the High Court in a Writ Petition No. 366/94 filed by Shri N. G. Akhargekar & Ors. praying to quash

and set aside the order referred to above, Shri R. B. Jirage, Dy. Director in the Directorate of Sports & Youth Affairs shall officiate as Director of Sports & Youth Affairs with immediate effect till further orders thereby relieving Shri Roque Dias of the charge of the post of Director of Sports and Youth Affairs curtailing his deputation period. Shri Roque Dias should report back to the Sports Authority of India, Lodi Road Complex, New Delhi immediately.

2. Shri R. B. Jirage shall also continue to hold the additional charge of the post of Executive Director in the Sports Authority of India until further orders.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 28th December, 1994.

Order

No. 24/8/80-PER

Shri V. R. Varik, Vice Principal, Police Training School, Valpoi is hereby transferred and posted as Sub Divisional Police Officer, Vasco with immediate effect.

Shri Joe D'Souza, Sub Divisional Police Officer, Mapusa shall hold additional charge of the post of Vice Principal, Police Training School, Valpoi, in addition to his own duties until further orders.

S/Shri Gabriel Pais, Dy. Supdt. of Police (GRP) and I. D. Shukla, Sub Divisional Police Officer, Panaji shall hold the additional charge of the posts of Dy. Supdt. of Police (Security) and Dy. Supdt. of Police (ANC) respectively in addition to their own duties until further orders.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 29th December, 1994.

Notification

No. 12-5-94-FOR (PER)

In exercise of the powers conferred by section 31 of the Goa, Daman and Diu Preservation of Trees Act, 1984 (Act 6 of 1984) (hereinafter referred to as the 'said Act'), the Government of Goa, considering it necessary so to do in the public interest, hereby

exempts cashew trees from the provisions of Section 8 of said Act, subject to the following conditions, namely:-

- (1) The removal of felled forest produce shall be governed by the provisions of section 34 of the said Act;
- (2) The felling of cashew trees shall be carried out only for the purpose of replacing the uneconomical trees with the high yielding varieties.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 22nd December, 1994.

Corrigendum

No. 7/8/74-PER

Read:- Order No. 7/8/74-PER per dated 28-12-94.

The words "Sports Authority of India" appearing in the last line of para 2 of order cited above shall be read as "Sports Authority of Goa".

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 29th December, 1994.

Education Department

Order

No. 8/3/81-EDN (VOL. II)

Read:- Government order No. 8/3/81-EDN (Vol.II) dated 20-12-1994.

Sanction of the Government is hereby conveyed for the extension of ad hoc appointment of the below mentioned two officers in the Directorate of Sports & Youth Affairs, Panaji for a further period of as indicated against their names or till the posts are filled up on regular basis whichever is earliest.

Sr. No.	Name of the Officer and designation	Extension granted upto
1.	Shri Redento D'Souza, Asst. Director of Coaching.	19-12-1994 to 18-6-95.
2.	Shri N. G. Akhargekar, Asst. Director of Project.	16-1-1995 to 15-7-95.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Education).

Panaji, 28th December, 1994.

Power Department

Order

No. 2/53/94-Power

Read: Govt Order Nos. 1) 2/53/94-Power dated 31-1-1994.
2) 2/53/94-Power dated 30-9-1994.

Shri S. K. Datta, Executive Engineer (Electrical) on his reporting for duty after the post graduation training and Master of Engineering Course at Roorkee is posted in the Electrical Division V, Bicholim.

Consequently Shri M. M. Chinanawar, Executive Engineer (Electrical) promoted on ad hoc basis vide orders referred to the above in the leave vacancy of Shri S. K. Datta shall stand reverted to his original post of Assistant Engineer (Electrical), Electrical Division III, Ponda with effect from date Shri Datta reports for duty.

By order and in the name of the Governor of Goa.

R. T. Khorjuvenkar, Under Secretary (Power).

Panaji, 2nd January, 1995.

Transport Department

Order

No. 5/5/92-TPT

Read:- Government orders No. 5/5/92-TPT dated 15-12-92 and 21-7-1993.

Sanction of the Government is hereby accorded to extend the ad hoc appointment of Shri M. K. S. Usgaonkar, as Deputy Director of Transport in the pay scale of Rs. 2200-75-2800-EB-100-4000 (Group "A" Gazetted) in the Directorate of Transport made vide Government orders referred to above for further period with effect from 15-12-1993 to 31-12-1994 or till the post is filled up on regular basis, whichever is earlier, on the same terms and conditions as stipulated in the Government orders cited above.

This has also approval of Goa Public Service Commission vide letter No. COM/II/11/49(1)/93 dated 18-11-94.

By order and in the name of the Governor of Goa.

Celina Dias e Caldeira, Under Secretary (Transport).

Panaji, 26th December, 1994.

Public Health Department

Order

No. 10/6/94-I/PHD

Read: Memorandum No. 10-5-94-I/PHD dated 12-10-1994.

A tentative seniority list of Junior Paediatrician under the Directorate of Health Services was circulated to all concerned vide Memorandum No. 10-6-94-I/PHD dated 12-10-94. After examining and deciding the objections received from concerned Officers, the final seniority of the Junior Paediatrician is drawn as under:-

1. Dr. Shripad J. Parab.
2. Dr. Ira Almeida.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 28th December, 1994.

Order

No. 8/90/87-I/PHD

Government is pleased to declare that Dr. Vithaldas Kukalika, Jr. School Health Officer under the Directorate of Health Services has satisfactorily completed the probation period of two years from 9-1-91 to 8-1-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8-77-91-I/PHD

Government is pleased to declare that Dr. Sheena Emmanuel, Public Health Dentist, under the Directorate of Health Services has satisfactorily completed the probation period of two years from 16-3-92 to 15-3-94.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8/141/87-I/PHD

Government is pleased to declare that Dr. Rajiv Kamat, Sr. ENT Surgeon under the Directorate of Health Services has satisfactorily completed the probation period of two years from 1-7-91 to 30-6-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 5/22/86-I/PHD

Government is pleased to declare that Dr. Dinesh Khaunte, Jr. ENT Surgeon under the Directorate of Health Services has satisfactorily completed the probation period of two years from 9-1-91 to 8-1-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8/67/87-I/PHD

Government is pleased to declare that Dr. Flavio Furtado, Medical Officer, under the Directorate of Health Services has satisfactorily completed the probation period of two years from 9-1-91 to 8-1-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8/164/87-I/PHD

Government is pleased to declare that Dr. (Smt.) Mangala Rajendra Tamba, Medical Officer, under the Directorate of Health Services has satisfactorily completed the probation period of two years from 9-1-91 to 8-1-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 5/30/84-I/PHD

Government is pleased to declare that Dr. Rajendra Tamba, Medical Officer, under the Directorate of Health Services has satisfactorily completed the probation period of two years from 9-1-91 to 8-1-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8-55-94-II/PHD

Read:- Memorandum No. 8-55-94-II/PHD dated 17-10-1994.

On recommendation of the Goa Public Service Commission vide letter No. COM/1/5/30(9)/90 dated 30-9-1994, the Government is pleased to appoint Dr. Jaiprakash Tiwari to the post of Assistant Professor of Nephrology in Goa Medical College on an initial basic pay of Rs. 3000/- in the scale of pay of Rs. 3000-100-3500-125-5000+spl. pay of Rs. 100/- plus N. P. A. with immediate effect as per the terms and conditions contained in the Memorandum cited above.

Dr. Tiwari will be on probation for a period of 2 years.

The appointment is made against the vacant post of Assistant Professor of Nephrology pending verification of his character and antecedents. He has been medically examined and declared fit for the post by the Medical Board of Goa Medical College.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 30th December, 1994.

Order

No. 8/61/91-I/PHD

Government is pleased to declare that Dr. Maria Gwen E. J. Saldanha, Medical Officer under the Directorate of Health Services has satisfactorily completed the probation period of two years from 30-12-91 to 29-12-93.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 2nd January, 1995.

Department of Labour

Order

No. 26/13/90-LAB

In exercise of the powers conferred by sub-section (1) of Section 65 read with the proviso to clause (b) of sub-section (1) of Section 66 of the Factories Act, 1948 (Central Act 63 of 1948), the Government of Goa is pleased to permit M/s. Atlantic Spinning & Weaving Mills Limited, Xeldem, Quepem, Goa, to employ women workers in their Factory between 5.00 a. m. to 10.00 p. m. for a period of one year from the date of issue of this order subject to the following conditions:-

1. Transportation facility shall be provided to the female workers from the place of work to the place of residence of respective worker.
2. Transportation of workers shall be under proper security escorts and female supervisory personnel.
3. Willingness from respective female worker which would be employed from 5.00 p.m. to 10.00 p.m. hours shall be obtained before employment.

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 22nd June, 1993.

Order

No. 28/39/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Chowgule & Co. Ltd. and Chowgule Employees Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Chowgule & Co. Ltd., Mormugao Harbour in issuing superannuation letter No. ADM/RT/35 dated 4-4-94 to Shri Vithoo S. Kerkar, Junior Assistant, Head Office, with effect from 27-10-94, is legal and justified?

If not, to what relief the workman is entitled? "

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 21st September, 1994.

Order

No. 28/38/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Photophone Industries (I) Ltd., Tivim-Karaswada, Bardez, Goa and their workman Shri Shridas Goltekar in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the Management of M/s. Photophone Industries (I) Ltd., Tivim, Karaswada, Bardez Goa, in terminating the services of Shri Shridas Goltekar, Assistant, with effect from 31-10-92, is legal and justified.

If not, to what relief the workman is entitled?"

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 21st September, 1994.

Order

No. 28/50/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Korde Electric Control, Ponda-Goa and their workman Shri Ulhas N. Naik in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947

(Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

Whether the action of the management of M/s. Korde Electric Control, Ponda-Goa, in terminating the services of their workman Shri Ulhas N. Naik, Radio, TV Technician, with effect from 17-8-1993, is legal and justified?

If not, to what relief the workman is entitled?

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 15th December, 1994.

Order

No. 28/49/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s Voltas Ltd. and their workman Shri Nascimento G. Fernandes in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s Voltas Ltd. in terminating the services of Shri Nascimento G. Fernandes, Peon, with effect from 1-2-94 is legal and justified.

If not, to what relief the workman is entitled?

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 16th December, 1994.

Order

No. 28/52/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Kadamba Transport Corporation Ltd., Panaji-Goa, and their workman represented by

Kadamba Drivers and Allied Workers' Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the "said dispute");

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

Whether the action of the management of M/s. Kadamba Transport Corporation Ltd., Panaji in terminating the services of Shri Anil Gowandi, Conductor, with effect from 13-10-93 is legal and justified?

If not, to what relief the workman is entitled?

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 16th December, 1994.

Order

No. 28/40/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Casa Bela, Mapusa, Bardez-Goa and their workman Shri Paul Almedia in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

Whether the action of the management of M/s. Casa Bela, Mapusa, Bardez, in terminating the services of Shri Paul Almedia, Barman with effect from 13-10-93, is legal and justified?

If not, to what relief the workman is entitled?

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 16th December, 1994.

Order

No. 28/41/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s Shri Rudreshwar Sahakari Dugdh Utpadak Sauntha Maryadit, Harvalem-Sanquelim, Goa and their

workman Kum. Mali Yeshwant Amonkar in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Rudreshwar Dairy Co-op. Society Ltd., alias Shri Rudreshwar Sahakari Dugdh Utpadak' Sauntha Maryadit, Harvalem, Post Sanquelim, Goa in terminating the services of Kum. Mali Y. Amonkar, Secretary, with effect from 18-12-91 is legal and justified?

If not, to what relief the workman is entitled?"

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 20th December, 1994.

Order

No. 28/51/94-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Shanta Electric Stores, Ponda-Goa and their workman Shri Mahesh G. Panshikar in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

Whether the action of the management of M/s. Shanta Electric Stores, Ponda-Goa in terminating the services of their workman Shri Mahesh G. Panshikar, Salesman with effect from 13-12-1992 is legal and justified?

If not, to what relief the workman is entitled?

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 20th December, 1994.

Order

No. 28/9/84/LD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 24th September, 1991.

IN THE INDUSTRIAL TRIBUNAL GOVERNMENT OF GOA AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/49/84

Workmen	...	Party I/Workmen
V/s		
M/s. Wyeth Laboratories Ltd.	...	Party II/Employer
Workmen represented by Shri Subhas Naik.		
Employer represented by Adv. G. K. Sardessai.		

Panaji, dated: 5-9-1991.

AWARD

In exercise of the powers conferred by clause (d) of Sub-Section (1) of Sec. 10 of the I. D. Act, 1947 the Lieutenant Governor of Goa, Daman and Diu has referred the following dispute for adjudication by this Tribunal under his order No. 28/9/84-ILD dated 15th September, 1984.

"Whether the action of the management of M/s Wyeth Laboratories, Limited, Valpoi, Satari-Goa in terminating the services of the following workmen w.e.f. 15-1-1984, is legal and justified, namely:

Sr. No.	Name of the Workers
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1. Yamuna V. Palkar,
2. Shanti D. Mohite,
3. Venu A. Naik,
4. Laxmi K. Gaonkar,
5. Sarojini R. Palkar,
6. Laxmi D. Shiddekar,
7. Arjanli S. Palkar

If not, to what relief the workmen are entitled to?"

2. On receipt of this reference a case at IT/49/84 was registered and thereafter both the parties filed their pleadings, on the basis on which the issues were framed and the parties led their evidence. Thereafter the matter was posted for written arguments. However, no written arguments were filed. Instead it was submitted before the Tribunal that there was a possibility of the parties arriving at a settlement and consequently the settlement was arrived at which has been filed and duly verified on this day, on which the matter was called on board. Now, it has been submitted by the learned Advocates/representatives for both the sides that the workmen named above were already reinstated in service from 9th Sept., 1984 and as such some of them are in service at present. They are also been given the benefit of this settlement. In view of this state of affairs, no dispute survives between the parties at present and hence this reference deserves to be disposed of as settled.

I, therefore, pass the following order:

ORDER

The reference is disposed of as settled with no order as to costs.

The Government be informed of this order.

Sd/-
(M. A. Dhavale)
Presiding Officer
Industrial Tribunal

Order

No. 28/52/91-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

W. G. Manerkar, Under Secretary (Labour).

Panaji, 5th February, 1992.

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA
AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/4/85

Shri Prakash Bhandodkar ... Workman/Party I

V/s

M/s Kadamba Transport Corporation Ltd. ... Employer/Party II

Workman represented by Adv. A. Nigalye.

Employer represented by Shri P. K. Lele.

Panaji, dated: 18-12-1991

AWARD

In exercise of the powers conferred by clause (d) of Sub. Sec. (1) of section 10 of the Industrial Disputes Act, 1947, the Lieutenant Governor of Goa, Daman and Diu by his order No. 28/51/84-ILD dated 15th January, 1985 has referred the following issue for adjudication by this Tribunal.

"Whether the action of the employer, M/s Kadamba Transport Corporation Limited in terminating the services of Shri Prakash Bhandodkar, Driver, w.e.f. 30-4-1984 is justified.

If not, to what relief the workman is entitled to?"

2. On receipt of the reference IT case No. 4/85 was registered and notices were issued to both the parties in response to which they appeared and submitted their pleadings. Thereafter the parties led evidence in support of their rival contentions. However, in the meantime Party I-Workman died and his learned Advocate Shri Nigalye informed the Court that he is bringing the legal heirs on record for which the case was adjourned from time to time. However, finally on this date Shri Nigalye has submitted before the Court that the deceased workman's legal heirs is only his mother who is not at all interested in proceeding with the case and besides the statutory period of bringing the heirs on record has also expired.

3. In view of the state of affairs the only course open for this Tribunal is to pass an order for abetment. I, therefore, pass the following order.

ORDER

The reference stands abetted on account of the death of Party I-Workman by name Shri Prakash Bhandodkar.

No order as to costs. Inform the Government accordingly.

Sd/-
(M. A. Dhavale)
Presiding Officer
Industrial Tribunal

Notification

No. 24/13/79-LAB

Read: Government Notification of even number dated 29-5-1991.

In exercise of the powers conferred by rule 4 of the Goa, Daman and Diu Employees Insurance Court Rules, 1976 and in partial modification of Government Notification of even number dated 29-5-1991, the Government of Goa hereby appoints Shri Ajit J. Agni, the Presiding Officer of Industrial Tribunal and Labour Court, as the Presiding Officer of the Employees' Insurance Court with immediate effect.

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 26th September, 1994.

Notification

No. 21-1-90-LAB

In exercise of the powers conferred by sub-section (1) of section 21 of the Goa, Daman and Diu Labour Welfare Fund Act, 1986 (Act 4 of 1987) (hereinafter referred to as the 'said Act'), the Government of Goa hereby appoints the Labour Welfare Officer, Panaji Goa, to be inspector for the purposes of the said Act and defines the limits of the State of Goa to exercise his functions in respect of all classes of establishments therein. The Officer specified in column (2) of the schedule appended hereto to be Inspector for the purposes of the said Act to exercise his functions within the local limits and in respect of the class of establishments as specified in the corresponding entries in columns (3) and (4) of the said schedule.

SCHEDULE

Sr. No.	Officer	Local limits	Class of establishments
1	2	3	4
(1)	Labour Welfare Officer, Panaji-Goa.	State of Goa	All the establishments.

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 26th September, 1994.

Finance (Expenditure) Department

Order

No. 6/5/91/Fin (Exp) Part

The services of Shri Damoder J. Naik, Assistant Accounts Officer are placed at the disposal of Goa University for his appointment on transfer on deputation as Assistant Accounts Officer in the pay scale of Rs. 2000-3200 in the University.

The deployment of Shri Naik, Assistant Accounts Officer shall be on deputation basis for a period of two years in the first instance and it shall be regulated as per the Standard terms of deputation issued by the State Government under order No. 13/4/74-PER dated 10-10-1990.

The Goa University shall be liable to pay to the Government leave salary and pension contribution of Shri D. J. Naik at the prescribed rate. Shri Naik will be entitled to the benefits of surrender of leave and expenditure towards this and the payment of compensatory allowance including Dearness Allowance shall be borne by the University.

This order shall have immediate effect.

The officer shall send CTC/joining report on his reporting in the University to the Finance Department.

By order and in the name of the Governor of Goa.

S. V. Madkaikar, Under Secretary (Finance Exp.).

Panaji, 23rd December, 1994.

Law (Establishment) Department

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Order

No. 4-32-92/93/LD (ii)

Sanction of the Government is hereby conveyed to continue the ad hoc appointment of Shri A. A. Rebello, Director of Prosecution, Panaji in the pay scale of Rs. 3000-100-3500-125-4500 in the Directorate of Prosecution, Panaji for a further period from 1-1-95 to 30-6-95 or till the post is filled on regular basis, whichever is earlier.

By order and in the name of the Governor of Goa.

Anthony Ferrao, Under Secretary (Law).

Panaji, 2nd January, 1995.